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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/929,469	
	Filing Date	August 13, 2001	
	First Named Inventor	Monica Davis, et al.	
	Group Art Unit	1731	
	Examiner Name	John M. Hoffman	
Total Number of Pages in This Submission	10	Attorney Docket Number	015275-010060/D15768

## ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53
- ☒ Third Response To Notice Of Non-Compliant Amendment Under 37 C.F.R. §1.121

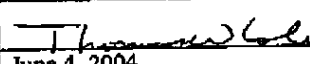
- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Declaration and Power of Attorney
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☐ Application Data Sheet
- ☐ Other Enclosure(s):

Remarks

☒ The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 (740819-383) for the above identified docket number.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Thomas W. Cole, Reg. No. 28,290 Nixon Peabody LLP 409 9th Street, N.W. Suite 900 Washington, D.C. 20004-2128
Signature	
Date	June 4, 2004

## CERTIFICATE OF MAILING

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Angelique Graham

Application No. 09/929,469  
Docket No. 015275-010060/DEPTAL FAX CENTE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUN 04 2004

Application No. 09/929,469

) Confirmation No. 9066

Applicant: Monica Davis, *et al.*

) Examiner: John M. Hoffman

Filed: August 13, 2001

) Art Unit: 1731

Application Serial No. 09/929,469

) Confirmation No.: 9066

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Angelique GrahamTHIRD RESPONSE TO NOTICE OF NON-COMPLIANT  
AMENDMENT UNDER 37 C.F.R. § 1.121

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment (37 CFR 1.121) dated May 28, 2004, Applicants provide the following listing of claims to comply with the requirements of 37 C.F.R. § 1.21. This Response supplements the Applicants' Second Response to Notice of Non-Compliant Amendment of April 20, 2004 and the Response to Response to Notice of Non-Compliant Amendment dated November 17, 2003.

NVA297607.1